

**641—85.10(135) Procedure when there is no local board.** If an application is filed on behalf of a patient residing in a county which does not have a local board, the application shall be submitted to the department. When an application is filed with the department, the chairperson of the state substitute medical decision-making board shall appoint a panel to handle the case. The panel shall consist of at least three members with the same composition requirements as the local panels. The state panel shall follow the same procedures as the local board or panel. If a decision is made by a panel of the state board, it may be appealed as provided in rule 85.9(135). The appeal shall be heard by a second panel appointed by the chairperson of the state board.